

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ABINGDON DIVISION**

UNITED STATES OF AMERICA )  
v. )  
STEVEN WINFIELD TOMERSHEA, )  
Defendant. )  
Case No. 1:04CR00072  
FINAL ORDER  
By: James P. Jones  
United States District Judge

For the reasons set forth in the Opinion accompanying this Final Order, it is  
**ORDERED** that the defendant's Motion to Vacate, Set Aside, or Correct Sentence  
pursuant to 28 U.S.C.A. § 2255 is DENIED as untimely and without merit, and the  
Clerk will terminate the defendant's related motions (ECF Nos. 89, 90, 92, & 94).

Based upon the court's finding that the defendant has not made the requisite showing of denial of a substantial right, a certificate of appealability is DENIED.

ENTER: June 25, 2012

/s/ James P. Jones  
United States District Judge